

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:                    Cooper et al.  
For:                                        SYSTEM AND METHOD FOR TRANSITIONING  
    BETWEEN ENGINE DEVICE SCHEDULES BASED ON  
    ENGINE OPERATING CONDITIONS  
FGTI Docket No.:                    202-0216

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Sir:

Applicant submits this Information Disclosure Statement in accordance with the duty of disclosure under 37 C.F.R. §1.56 and §1.97-1.98, and more particularly in accordance with 37 C.F.R. §1.97(b)(1). Enclosed herewith is the List of References Cited by Applicant (PTO-1449) (one sheet), as well as a copy of each reference listed thereon.

Inasmuch as each of the references listed on attached Form PTO-1449 is in English, no further commentary by Applicant is believed necessary, 37 C.F.R. §1.98(a)(3). Applicant respectfully solicits the Examiner's consideration of the cited references and entry thereof into the record of this application.

Applicant, by submitting this Information Disclosure Statement, is attempting to fully comply with the duty of candor and good faith mandated by 37 C.F.R. §1.56. As such, this Information Disclosure Statement is not intended to constitute an admission that any of the enclosed references, or other information referred to therein, is otherwise "material to patentability," as that term is defined in that section.

Respectfully submitted,

Date 03-11-04

By William F. Kolakowski III  
William F. Kolakowski III  
Reg. No. 41,908  
DYKEMA GOSSETT PLLC  
39577 Woodward Ave, Suite 300  
Bloomfield Hills, MI 48304-2820  
(248) 203-0822  
Attorney for Applicant